

11-18-05

1 Fee

PTO/SB/21 (04-04)

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TRANSMITTAL FORM <i>(to be used for all correspondence after initial filing)</i>	Application Number	09/890,164
	Filing Date	July 25, 2001
	First Named Inventor	Stephen C. Dassoulas et al.
	Art Unit	3723
	Examiner Name	Eileen P. Morgan
Total Number of Pages in This Submission	Attorney Docket Number	0275Y-000312/USB

ENCLOSURES (check all that apply)		
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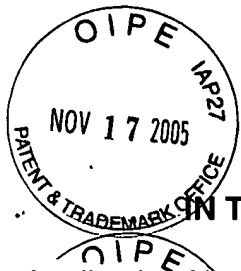
SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT			
Firm or Individual name	Harness, Dickey & Pierce, P.L.C.	Attorney Name W.R. Duke Taylor	Reg. No. 31,306
Signature			
Date	November 17, 2005		

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EW 717 344 565 US



PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application No.: 09/890,164
Filing Date: July 25, 2001
Applicant: Stephen C. Dassoulas et al.
Group Art Unit: 3723
Examiner: Eileen P. Morgan
Title: SAW BLADE FOR CUTTING FIBER CEMENT
Attorney Docket: 0275Y-000312/USB

Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, Virginia 22313-1450

RESPONSE TO RESTRICTION REQUIREMENT

Sir:

In response to the Election/Restriction Requirement mailed October 18, 2005, please consider the following:

The Examiner requires a restriction under 35 U.S.C. §121 and §372. The Examiner alleges that the application includes two groups of claims (Group 1, Claims 1-20 and Group II, Claims 21-28).

MPEP Section 803.01, in pertinent part, states:

If the search and examination of an entire application can be made without serious burden, the Examiner must examine it on merits, even though it includes claims to independent or distinct inventions.

A serious burden on the Examiner may be prima facie shown if the Examiner shows by appropriate explanation a

separate classification, or separate status in the art, or different field of search is required.

Here, the Examiner has failed to establish a prima facie showing that a restriction is proper. The Examiner has failed to show separate classification, separate status in the art or that a different field of search is required. Accordingly, the Examiner must examine the alleged two groups since a serious burden does not exist.

In the event that the Examiner disagrees with Applicants' position, Applicants elect Group 1, Claims 1-20.

Should the Examiner have any questions regarding the present application, she should not hesitate to contact the undersigned at (248) 641-1600.

Respectfully submitted,



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Date: November 17, 2005
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